

Author: Yee/Hill Analyst: Matthew Cooling Bill Number: SBX6 21  
 Related Bills: See Prior Analysis Telephone: 845-5983 Amended Date: October 6, 2010  
 Attorney: Patrick Kusiak Sponsor: \_\_\_\_\_

**SUBJECT:** Disaster Loss Deduction/Excess Loss Carryover/September 2010 San Mateo County Explosion & Fire

\_\_\_\_ ANALYSIS NOT REQUIRED of this bill – Not within scope of responsibility of this department.

\_\_\_\_ TECHNICAL BILL – No program or fiscal changes to existing program.

\_\_\_\_ BILL AS AMENDED NO LONGER WITHIN SCOPE of responsibility or program of the department.

\_\_\_\_ TECHNICAL AMENDMENT – No change in previously submitted analysis required.

\_\_\_\_ Approved position of prior analysis is \_\_\_\_\_.

\_\_\_\_ MINOR AMENDMENT – Remainder of previous analysis of the bill as introduced

X September 21, 2010, still applies.

\_\_\_\_ MINOR AMENDMENT – No change in approved position of \_\_\_\_\_.

\_\_\_\_ See Comments below

X OTHER – See comments below.

## SUMMARY

This bill would allow special tax treatment, called disaster loss treatment, for losses sustained as a result of the explosion and fire that occurred on September 9, 2010, in San Mateo County.

## COMMENTS:

The October 6, 2010, amendments added a cost reimbursement provision that would allow the state to seek reimbursement from the liable party or parties for amounts paid to taxpayers if it is determined the explosion and fire that occurred in San Mateo County was caused by an action or inaction of the liable party or parties. These amendments would not impact the department's programs, operations, or state income tax revenues.

The department's analysis of the bill as introduced September 21, 2010, still applies.

Board Position:

\_\_\_\_ S      \_\_\_\_ NA      \_\_\_\_ NP  
 \_\_\_\_ SA      \_\_\_\_ O      X NAR  
 \_\_\_\_ N      \_\_\_\_ OUA      \_\_\_\_ PENDING

Franchise Tax Board Staff

Date

Matthew Cooling

10/8/10